
SENATE BILL 5344

State of Washington 60th Legislature 2007 Regular Session

By Senators Kline, Weinstein and Kohl-Welles

Read first time 01/17/2007. Referred to Committee on Consumer Protection & Housing.

1 AN ACT Relating to false or fraudulent refusal of an insurance
2 claim; amending RCW 48.30.230; and prescribing penalties.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

4 **Sec. 1.** RCW 48.30.230 and 2003 c 53 s 270 are each amended to read
5 as follows:

6 (1) It is unlawful for any person, knowing it to be such, to:

7 (a) Present, or cause to be presented, a false or fraudulent claim,
8 or any proof in support of such a claim, for the payment of a loss
9 under a contract of insurance; or

10 (b) Prepare, make, or subscribe any false or fraudulent account,
11 certificate, affidavit, or proof of loss, or other document or writing,
12 with intent that it be presented or used in support of such a claim.

13 (2) It is unlawful for any person engaged in the business of
14 insurance, knowing it to be such, to:

15 (a) Present, or cause to be presented, a false or fraudulent
16 refusal of a claim, or any proof in support of such a refused claim,
17 for the payment of a loss under a contract of insurance; or

18 (b) Prepare, make, or subscribe any false or fraudulent account,

1 certificate, affidavit, or proof of loss, or other document or writing,
2 with intent that it be presented or used in support of such a refusal
3 to pay a claim.

4 (3)(a) Except as provided in (b) of this subsection, a violation of
5 this section is a gross misdemeanor.

6 (b) If the claim is in excess of one thousand five hundred dollars,
7 the violation is a class C felony punishable according to chapter 9A.20
8 RCW.

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